

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

*In re Dealer Management Systems Antitrust
Litigation, MDL 2817*

No. 1:18-CV-00864

This document relates to:

Hon. Robert M. Dow, Jr.

*Motor Vehicle Software Corp. v. CDK Global,
LLC, et al., Case No. 1:18-cv-00865 (N.D. Ill.)*

Magistrate Judge Jeffrey T. Gilbert

**DEFENDANT THE REYNOLDS AND REYNOLDS COMPANY’S MOTION TO
EXCLUDE THE OPINIONS AND PROFFERED TESTIMONY OF PLAINTIFF MVSC’S
EXPERT GORDON KLEIN**

Defendant The Reynolds and Reynolds Company (“Reynolds”) respectfully moves this Court for an order to exclude the opinions and proffered testimony of Plaintiff Motor Vehicle Software Corp.’s (“MVSC”) expert, Gordon Klein, in their entirety; or, in the alternative, exclude his opinions as to California, Wisconsin and all estimated damages after October 2019, pursuant to Federal Rules of Evidence 402 and 702 and *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993).

In support of this motion, Reynolds incorporates by reference the memorandum of law and the Declaration of Leo D. Caseria with supporting exhibits, any reply memorandum that Reynolds may file, and any oral argument the Court may allow at a hearing on this motion.

[Signature block on following page]

Dated: February 28, 2020

Respectfully submitted,

/s/ Leo D. Caseria

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CERTIFICATE OF SERVICE

I, Leo D. Caseria, an attorney, hereby certify that on February 28, 2020, I caused a true and correct copy of the foregoing **DEFENDANT THE REYNOLDS AND REYNOLDS COMPANY'S MOTION TO EXCLUDE THE OPINIONS AND PROFFERED TESTIMONY OF PLAINTIFF MVSC'S EXPERT GORDON KLEIN** to be filed and served electronically via the court's CM/ECF system. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF System.

/s/ Leo D. Caseria

Leo D. Caseria

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